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**JUN 05 2007**

**OFFICE OF PETITIONS**

In re Application of  
Axel Scherer : DECISION ON PETITION  
Application No. 09/855,404 :  
Filed: May 15, 2001 :  
Attorney Docket No. Q050 :

This is a decision on the petition to revive under 37 CFR 1.137(b),  
filed January 30, 2004.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to  
timely pay the issue fee in response to the Notice of Allowance mailed  
September 3, 2003. This Notice set a statutory period for reply of  
three (3) months for issue fee transmittal. No issue fee having been  
received, the application became abandoned on December 4, 2003. A  
Notice of Abandonment was mailed on January 12, 2004.

With the instant petition, petitioner paid the petition fee, made the  
proper statement of unintentional delay, and submitted the required  
reply in the form of the issue and publication fees.

The matter is being forwarded to the Office of Patent Publication for  
processing into a patent.

Telephone inquiries specific to this decision may be directed to the  
undersigned at (571)272-3207.

Cliff Congo  
Petitions Attorney  
Office of Petitions